IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CIVIL WRIT PETITION NO.1103 OF 1993
WITH
CIVIL APPLICATION NO.5575 OF 1998
AND
CIVIL APPLICATION NO.5644 OF 1998

Pandit Shankar Bansode — Petitioner
Vs.
State of Maharashtra & ors. — Respondents

Mr.T.D.Deshmukh for petitioner.
Mrs.S.S.Bhende, AGP for Resp.Nos.1 to 4.
Mr.U.A.Mulye h/f. Mr.G.S.Godbole for Resp.No.5.

CORAM: B.H.MARLAPALLE & D.B.BHOSALE,JJ.

April 26, 2006.

P.C.

. By the impugned orders dated 13/11/1992, 18/12/1992 and 22/2/1993 the fair price shop licence granted to the petitioner was revoked and on the other hand it was granted to respondent no.5 and, therefore, the petitioner approached this Court. While granting Rule, the prayer for interim relief was not considered by this Court on 1/4/1993. However, it appears that the petitioner filed Civil Application No.869 of 1998 which was allowed in terms of prayer clauses (b) and (c) by this Court on 27th March 1998. Consequently we are informed by the learned counsel for the respective parties that both the petitioner as well as respondent no.5 are running the fair price shops and if that be so, it is clear

that there is sufficient demand and need to run two fair price shops simultaneously in the same village.

. In case the competent authorities find any acts attributable to any of the licensees i.e. the petitioner or respondent no.5, they are at liberty to take appropriate actions by following due process.

. We, therefore, dispose off this petition as being infructuous and the disposal will not in any way affect the interest of the petitioner as well as respondent no.5 in running the fair price shop as at present. Rule discharged.

. Civil Application Nos.5575 of 1998 and 5644 of 1998 do not survive and the same stand disposed off.

(D.B.BHOSALE,J.) (B.H.MARLAPALLE,J.)